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Security Council

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GENERAL

S/RES/1136 (1997)
6 November 1997

RESOLUTION 1136 (1997)

Adopted by the Security Council at its 3829th meeting,
on 6 November 1997

The Security Council,

Reaffirming its resolution 1125 (1997) of 6 August 1997,

Taking note of the sixth report to the Council by the International Committee for the follow-up of the Bangui Agreements (S/1997/828, annex),

Taking note of the letter dated 17 October 1997 from the President of the Central African Republic to the Secretary-General (S/1997/840, annex),

Taking note further of the letter dated 23 October 1997 to the President of the Security Council from the President of Gabon, on behalf of the members of the International Committee for the follow-up of the Bangui Agreements (S/1997/821, annex),

Expressing appreciation for the neutral and impartial way in which the Inter-African Mission to Monitor the Implementation of the Bangui Agreement (MISAB) has carried out its mandate, in close cooperation with the Central African authorities and noting with satisfaction that MISAB has contributed to stabilizing the situation in the Central African Republic, in particular through the supervision of the surrendering of arms,

Noting that the States participating in MISAB and the Central African Republic have decided to extend its mandate (S/1997/561, appendix I) in order to complete its mission,

Stressing the importance of regional stability and, in this context, fully supporting the efforts made by the Member States participating in the International Mediation Committee established by the Nineteenth Summit Meeting of Heads of State and Government of France and Africa, and by the members of the International Committee for the follow-up of the Bangui Agreements,

Stressing also the need for all signatories of the Bangui Agreements to continue to cooperate fully in respecting and implementing these Agreements,

Determining that the situation in the Central African Republic continues to constitute a threat to international peace and security in the region,

1. Welcomes the efforts made by the Member States which participate in MISAB and of those Member States which provide support to them, and their readiness to maintain these efforts;

2. Welcomes the support provided by the United Nations Development Programme to the International Committee for the follow-up of the Bangui Agreements and encourages it to continue this support;

3. Approves the continued conduct by Member States participating in MISAB of the operation in a neutral and impartial way to achieve its objective as set out in paragraph 2 of resolution 1125 (1997);

4. Acting under Chapter VII of the Charter of the United Nations, authorizes the Member States participating in MISAB and those States providing logistical support to ensure the security and freedom of movement of their personnel;

5. Decides that the authorization referred to in paragraph 4 above will be limited to a period of three months from the adoption of this resolution;

6. Recalls that the expenses and logistical support for MISAB will be borne on a voluntary basis in accordance with article 11 of the mandate of MISAB, requests the Secretary-General to take the necessary steps to establish a Trust Fund for the Central African Republic which would assist in supporting the troops of States participating in MISAB and in providing logistical support to them, and encourages Member States to contribute to the Trust Fund;

7. Requests the Member States participating in MISAB to provide periodic reports to the Council at least every month through the Secretary-General, the next report to be made within one 'month of the adoption of this resolution;

8. Requests the Secretary-General to provide a report before the end of the three-month period referred to in paragraph 5 above, on the implementation of this resolution, including recommendations on further international support for the Central African Republic;

9. Urges all States, international organizations and financial institutions to assist in post-conflict development in the Central African Republic;

10. Decides to remain actively seized of the matter.

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Security Council

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GENERAL

S/RES/1137 (1997)
12 November 1997

RESOLUTION 1137 (1997)

Adopted by the Security Council at its 3831st meeting,
on 12 November 1997

The Security Council,

Recalling all its previous relevant resolutions, and in particular its resolutions 687 (1991) of 3 April 1991, 707 (1991) of 15 August 1991, 715 (1991) of 11 October 1991, 1060 (1996) of 12 June 1996, 1115 (1997) of 21 June 1997, and 1134 (1997) of 23 October 1997,

Taking note with grave concern of the letter of 29 October 1997 from the Deputy Prime Minister of Iraq to the President of the Security Council (S/1997/829) conveying the unacceptable decision of the Government of Iraq to seek to impose conditions on its cooperation with the Special Commission, of the letter of 2 November 1997 from the Permanent Representative of Iraq to the United Nations to the Executive Chairman of the Special Commission (S/1997/837, annex) which reiterated the unacceptable demand that the reconnaissance aircraft operating on behalf of the Special Commission be withdrawn from use and which implicitly threatened the safety of such aircraft, and of the letter of 6 November 1997 from the Minister of Foreign Affairs of Iraq to the President of the Security Council (S/1997/855) admitting that Iraq has moved dual-capable equipment which is subject to monitoring by the Special Commission,

Also taking note with grave concern of the letters of 30 October 1997 (S/1997/830) and 2 November 1997 (S/1997/836) from the Executive Chairman of the Special Commission to the President of the Security Council advising that the Government of Iraq had denied entry to Iraq to two Special Commission officials on 30 October 1997 and 2 November 1997 on the grounds of their nationality, and of the letters of 3 November 1997 (S/1997/837), 4 November 1997 (S/1997/843), 5 November 1997 (S/1997/851) and 7 November 1997 (S/1997/864) from the Executive Chairman of the Special Commission to the President of the Security Council advising that the Government of Iraq had denied entry to sites designated for inspection by the Special Commission on 3, 4, 5, 6 and 7 November 1997 to Special Commission inspectors on the grounds of their nationality, and of the

additional information in the Executive Chairman's letter of 5 November 1997 to the President of the Security Council (S/1997/851) that the Government of Iraq has moved significant pieces of dual-capable equipment subject to monitoring by the Special Commission, and that monitoring cameras appear to have been tampered with or covered,

Welcoming the diplomatic initiatives, including that of the high-level mission of the Secretary-General, which have taken place in an effort to ensure that Iraq complies unconditionally with its obligations under the relevant resolutions,

Deeply concerned at the report of the high-level mission of the Secretary-General on the results of its meetings with the highest levels of the Government of Iraq,

Recalling that its resolution 1115 (1997) expressed its firm intention, unless the Special Commission advised the Council that Iraq is in substantial compliance with paragraphs 2 and 3 of that resolution, to impose additional measures on those categories of Iraqi officials responsible for the non-compliance,

Recalling also that its resolution 1134 (1997) reaffirmed its firm intention, if inter alia the Special Commission reports that Iraq is not in compliance with paragraphs 2 and 3 of resolution 1115 (1997), to adopt measures which would oblige States to refuse the entry into or transit through their territories of all Iraqi officials and members of the Iraqi armed forces who are responsible for or participate in instances of non-compliance with paragraphs 2 and 3 of resolution 1115 (1997),

Recalling further the Statement of its President of 29 October 1997 (S/PRST/1997/49) in which the Council condemned the decision of the Government of Iraq to try to dictate the terms of its compliance with its obligation to cooperate with the Special Commission, and warned of the serious consequences of Iraq's failure to comply immediately and fully and without conditions or restrictions with its obligations under the relevant resolutions,

Reiterating the commitment of all Member States to the sovereignty, territorial integrity and political independence of Kuwait and Iraq,

Determined to ensure immediate and full compliance without conditions or restrictions by Iraq with its obligations under the relevant resolutions,

Determining that this situation continues to constitute a threat to international peace and security,

Acting under Chapter VII of the Charter,

1. Condemns the continued violations by Iraq of its obligations under the relevant resolutions to cooperate fully and unconditionally with the Special Commission in the fulfilment of its mandate, including its unacceptable decision of 29 October 1997 to seek to impose conditions on cooperation with the Special Commission, its refusal on 30 October 1997 and 2 November 1997 to allow entry to

Iraq to two Special Commission officials on the grounds of their nationality, its denial of entry on 3, 4, 5, 6 and 7 November 1997 to sites designated by the Special Commission for inspection to Special Commission inspectors on the grounds of their nationality, its implicit threat to the safety of the reconnaissance aircraft operating on behalf of the Special Commission, its removal of significant pieces of dual-use equipment from their previous sites, and its tampering with monitoring cameras of the Special Commission;

2. Demands that the Government of Iraq rescind immediately its decision of 29 October 1997;

3. Demands also that Iraq cooperate fully and immediately and without conditions or restrictions with the Special Commission in accordance with the relevant resolutions, which constitute the governing standard of Iraqi compliance;

4. Decides, in accordance with paragraph 6 of resolution 1134 (1997), that States shall without delay prevent the entry into or transit through their territories of all Iraqi officials and members of the Iraqi armed forces who were responsible for or participated in the instances of non-compliance detailed in paragraph 1 above, provided that the entry of a person into a particular State on a specified date may be authorized by the Committee established by resolution 661 (1990) of 6 August 1990, and provided that nothing in this paragraph shall oblige a State to refuse entry into its own territory to its own nationals, or to persons carrying out bona fide diplomatic assignments, or missions approved by the Committee established by resolution 661 (1990);

5. Decides also, in accordance with paragraph 7 of resolution 1134 (1997), to designate in consultation with the Special Commission a list of individuals whose entry or transit will be prevented under the provisions of paragraph 4 above, and requests the Committee established by resolution 661 (1990) to develop guidelines and procedures as appropriate for the implementation of the measures set out in paragraph 4 above, and to transmit copies of these guidelines and procedures, as well as a list of the individuals designated, to all Member States;

6. Decides that the provisions of paragraphs 4 and 5 above shall terminate one day after the Executive Chairman of the Special Commission reports to the Council that Iraq is allowing the Special Commission inspection teams immediate, unconditional and unrestricted access to any and all areas, facilities, equipment, records and means of transportation which they wish to inspect in accordance with the mandate of the Special Commission, as well as to officials and other persons under the authority of the Iraqi Government whom the Special Commission wishes to interview so that the Special Commission may fully discharge its mandate;

7. Decides that the reviews provided for in paragraphs 21 and 28 of resolution 687 (1991) shall resume in April 1998 in accordance with paragraph 8 of resolution 1134 (1997), provided that the Government of Iraq shall have complied with paragraph 2 above;

8. Expresses the firm intention to take further measures as may be required for the implementation of this resolution;

9. Reaffirms the responsibility of the Government of Iraq under the relevant resolutions to ensure the safety and security of the personnel and equipment of the Special Commission and its inspection teams;

10. Reaffirms also its full support for the authority of the Special Commission under its Executive Chairman to ensure the implementation of its mandate under the relevant resolutions of the Council;

11. Decides to remain seized of the matter.

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Security Council

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GENERAL

S/RES/1138 (1997)
14 November 1997

RESOLUTION 1138 (1997)

Adopted by the Security Council at its 3833rd meeting,
on 14 November 1997

The Security Council,

Recalling all its relevant resolutions and the statements of its President,

Having considered the reports of the Secretary-General on the situation in Tajikistan of 4 September 1997 (S/1997/686 and Add.1) and of 5 November 1997 (S/1997/859),

Having considered also the letter of 17 October 1997 from the Secretary-General to the President of the Security Council (S/1997/808),

Reaffirming its commitment to the sovereignty and territorial integrity of the Republic of Tajikistan and to the inviolability of its borders,

Welcoming the progress made by the parties in the implementation of the General Agreement on the Establishment of Peace and National Accord in Tajikistan (S/1997/510) and the effective maintenance of the ceasefire between the Government of Tajikistan and the United Tajik Opposition (UTO),

Expressing concern that the security situation in Tajikistan remains volatile with, in particular, a high level of violence in the central part of the country, although large parts of the country are relatively calm,

Welcoming the decision of the Commonwealth of Independent States to authorize its Collective Peacekeeping Forces (the CIS Peacekeeping Forces) to assist in providing security for United Nations personnel at the request of the United Nations Mission of Observers in Tajikistan (UNMOT) and with the agreement of the parties,

Taking note of the requests of the parties, contained in the General Agreement and in the letter of 27 June 1997 from the President of the Republic of Tajikistan and UTO leader to the Secretary-General (S/1997/508), for the

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further assistance of the United Nations in implementing the General Agreement, and recognizing that the implementation of this Agreement will require the consistent good faith and constant effort of the parties, as well as the sustained and vigorous support of the United Nations and the international community,

1. Welcomes the reports of the Secretary-General of 4 September 1997 and of 5 November 1997;

2. Welcomes also the serious efforts made by the Government of Tajikistan and the UTO to carry out their commitments under the General Agreement and the progress achieved in the activities of the Commission on National Reconciliation (CNR), the exchange of prisoners of war and detainees, the registration of UTO fighters inside Tajikistan and the repatriation of refugees from Afghanistan;

3. Notes with appreciation the agreement of the parties to form a joint security unit with the task of providing security, including armed escorts, for UNMOT personnel and transports mainly in the central part of the country and calls upon them to establish it without delay;

4. Authorizes the Secretary-General to expand the size of UNMOT in accordance with his recommendations;

5. Decides to extend the mandate of UNMOT until 15 May 1998;

6. Decides that the mandate of UNMOT shall be as follows:

To use its best efforts to promote peace and national reconciliation and to assist in the implementation of the General Agreement and, to this end, to

(a) Provide good offices and expert advice as stipulated in the General Agreement;

(b) Cooperate with the CNR and its subcommissions, and with the Central Commission on Elections and the Holding of a Referendum;

(c) Participate in the work of the Contact Group of guarantor States and organizations and to serve as its coordinator;

(d) Investigate reports of ceasefire violations and report on them to the United Nations and the CNR;

(e) Monitor the assembly of UTO fighters and their reintegration, disarmament and demobilization;

(f) Assist in the reintegration into governmental power structures or demobilization of ex-combatants;

(g) Coordinate United Nations assistance to Tajikistan during the transition period;

(h) Maintain close contacts with the parties, as well as cooperative liaison with the CIS Peacekeeping Forces, the Russian border forces and the

Mission of the Organization for Security and Cooperation in Europe (OSCE) in Tajikistan;

7. Calls upon the parties to cooperate further in ensuring the safety and freedom of movement of the personnel of the United Nations, the CIS Peacekeeping Forces, and other international personnel;

8. Welcomes the intention of the Secretary-General to convene in Vienna on 24 and 25 November 1997 a Donor Conference to obtain international support dedicated to the fulfilment of the General Agreement, and encourages Member States and others concerned to respond promptly and generously to ensure that this opportunity is not lost to contribute to the success of the peace process;

9. Further encourages Member States and others concerned to continue assistance to alleviate the urgent humanitarian needs in Tajikistan and to offer support to Tajikistan for the rehabilitation and reconstruction of its economy;

10. Welcomes the continued contribution made by the CIS Peacekeeping Forces in assisting the parties in the implementation of the General Agreement in coordination with all concerned;

11. Commends the efforts of the Special Representative of the Secretary-General and of the personnel of UNMOT and encourages them to continue assisting the parties in the implementation of the General Agreement;

12. Requests the Secretary-General to keep the Council informed of all significant developments, in particular regarding the security situation, and also requests him to report within three months of the adoption of this resolution on its implementation;

13. Decides to remain actively seized of the matter.

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Security Council

Distr.
GENERAL

S/RES/1139 (1997)
21 November 1997

RESOLUTION 1139 (1997)

Adopted by the Security Council at its 3835th meeting,
on 21 November 1987

The Security Council,

Having considered the report of the Secretary-General on the United Nations Disengagement Observer Force of 14 November 1997 (S/1997/884),

Decides:

(a) To call upon the parties concerned to implement immediately its resolution 338 (1973) of 22 October 1973;

(b) To renew the mandate of the United Nations Disengagement Observer Force for another period of six months, that is, until 31 May 1998;

(c) To request the Secretary-General to submit, at the end of this period, a report on the development in the situation and the measures taken to implement Security Council resolution 338 (1973).

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Security Council

Distr.
GENERAL

S/RES/1140 (1997)
28 November 1997

RESOLUTION 1140 (1997)

Adopted by the Security Council at its 3836th meeting,
on 28 November 1997

The Security Council,

Recalling its resolution 1110 (1997) of 28 May 1997,

1. Decides to extend the mandate of the United Nations Preventive Deployment Force for an additional period terminating on 4 December 1997;

2. Decides to remain actively seized of the matter.

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Security Council

Distr.
GENERAL

S/RES/1141 (1997)
28 November 1997

RESOLUTION 1141 (1997)

Adopted by the Security Council at its 3837th meeting,
on 28 November 1997

The Security Council,

Recalling all its relevant resolutions and those adopted by the General Assembly,

Taking note of the request of 29 October 1997 from the President of the Republic of Haiti to the Secretary-General of the United Nations (S/1997/832, annex II),

Taking note also of the report of the Secretary-General of 31 October 1997 (S/1997/832) and the addendum to this report (S/1997/832/Add.1), and the recommendations contained therein,

Commending the role of the United Nations Transition Mission in Haiti (UNTMIH) in assisting the Government of Haiti by supporting and contributing to the professionalization of the Haitian national police, and expressing its appreciation to all Member States which have contributed to UNTMIH,

Noting the termination in accordance with resolution 1123 (1997) (of 30 July 1997) of the mandate of UNTMIH as of 30 November 1997,

Commending further the role of the Special Representative of the Secretary-General in the coordination of activities by the United Nations system to promote institution-building, national reconciliation and economic rehabilitation in Haiti,

Noting the key role played to date by the United Nations Civilian Police, the International Civilian Mission in Haiti and United Nations Development Programme technical assistance in helping to establish a fully functioning Haitian national police force of adequate size and structure as an integral element of the consolidation of democracy and the revitalization of Haiti's system of justice and, in this context, welcoming continued progress towards professionalization of the Haitian national police and towards fulfilment of the May 1997 "Haitian national police development plan for 1997-2001",

Stressing the link between peace and development, noting that significant international assistance is indispensable for sustainable development in Haiti, and stressing that a sustained commitment by the international community and the international financial institutions to assist and support the economic, social and institutional development in Haiti is indispensable for long-term peace and security in the country,

Recognizing that the people and the Government of Haiti bear the ultimate responsibility for national reconciliation, the maintenance of a secure and stable environment, the administration of justice, and the reconstruction of their country,

1. Affirms the importance of a professional, self-sustaining, fully functioning national police of adequate size and structure, able to conduct the full spectrum of police functions, to the consolidation of democracy and the revitalization of Haiti's system of justice and encourages Haiti to pursue its plans in these respects;

2. Decides further to paragraph 1 above, and at the request of the President of the Republic of Haiti, to establish until 30 November 1998 a United Nations Civilian Police Mission in Haiti (MIPONUH), composed of up to 300 civilian police, with a mandate limited to a single one-year period ending on 30 November 1998 in order to continue to assist the Government of Haiti by supporting and contributing to the professionalization of the Haitian national police in accordance with the arrangements, including mentoring Haitian national police field performance, set out in paragraphs 39-40 of the report of the Secretary-General of 31 October 1997 and paragraphs 2-12 of the addendum to this report;

3. Affirms also that further international assistance to the Haitian national police, should it be needed, should be provided through United Nations specialized agencies and programmes, in particular the United Nations Development Programme, and through international and regional organizations and by interested Member States;

4. Affirms also that all special arrangements accorded to MIPONUH will not constitute precedents for other operations of the same nature that include civilian police personnel;

5. Decides also that MIPONUH will assume responsibility for those UNTMIH personnel and United Nations-owned assets required for its use in fulfilment of its mandate;

6. Requests all States to provide appropriate support for the actions undertaken by the United Nations and by Member States pursuant to this and other relevant resolutions in order to carry out the provisions of the mandate as set out in paragraph 2 above;

7. Requests the Secretary-General to report to the Security Council on the implementation of this resolution every three months from the date of its adoption until the mandate of MIPONUH expires on 30 November 1998;

8. Recognizes that economic rehabilitation and reconstruction constitute the major tasks facing the Haitian Government and people and that significant international assistance is indispensable for sustainable development in Haiti, and stresses the commitment of the international community to a long-term programme of support for Haiti;

9. Requests all States to make voluntary contributions to the trust fund established in resolution 975 (1995) for the Haitian national police, in particular for the recruitment and deployment by the United Nations Development Programme of police advisers to assist the inspector general, directorate general, and department headquarters of the Haitian national police;

10. Decides to remain seized of the matter.